

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Polyester film having improved oxygen barrier and poly(m-xylenedipamide)-containing base layer, process for its production and its use

the specification of which is attached hereto unless the following box is checked:

☐ was filed on as United States Application Number or PCT International Application Number and was amended on(if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a)-(d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT International Application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

NUMBER	COUNTRY	MONTH/DAY/YEAR FILED	PRIORITY CLAIMED
103 02 034.9	Federal Republic of Germany	January 21, 2003	YES

I hereby claim the benefit under Title 35, United States Code §119 (e) of any United States provisional application(s) listed below:

APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365 (c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS: PATENTED, PENDING, ABANDONED

I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Gregory N. Clements, registration no. 30,713, Cathy R. Moore, registration no. 45,764 as well as Klaus Schweitzer with Limited Recognition under 37 C.F.R. §10.9(b).

Address all correspondence to **ProPat, L.L.C., Crosby Building, 2912 Crosby Road, Charlotte, North Carolina 28211-2815, Attention: Klaus Schweitzer.** Address telephone communications to **Klaus Schweitzer** at (704) 365-4881.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of first inventor	Matthias KONRAD
Citizenship	German
Residence	Hofheim, Federal Republic of Germany
Post Office Address	Am Wickerbach 33, D-65719 Hofheim, Federal Republic of Germany

Inventor's signature	<u>Matthias Konrad</u>
Date	<u>December 8, 2003</u>

Name of second inventor	Herbert PEIFFER
Citizenship	German
Residence	Mainz, Federal Republic of Germany
Post Office Address	Thueringer Strasse 26, D-55126 Mainz, Federal Republic of Germany

Inventor's signature	<u>Herbert Peiffer</u>
Date	<u>December 8, 2003</u>

Name of third inventor	Gottfried HILKERT
Citizenship	German
Residence	Saulheim, Federal Republic of Germany
Post Office Address	Schuetzenstrasse 12, D-55291 Saulheim, Federal Republic of Germany

Inventor's signature	<u>Gottfried Hilbert</u>
Date	<u>December 8, 2003</u>

Office Address for all Inventors

Mitsubishi Polyester Film GmbH
 Rheingastrasse 190-196
 D-65203 Wiesbaden
 Federal Republic of Germany